

PAPER A
Application No.10/634,902
Reply to Office Action of June 30, 2004

- 2 -

REMARKS

The Examiner had required restriction claims 1-9, Group I and claims 10-12, Group II.

Applicant provisionally elects the claims of Group I, claims 1-9, with traverse.

The Examiner is respectfully requested to reconsider the restriction requirement. The Examiner asserts that claims of Groups I and II are distinct on the grounds that the product claimed in claims 1-9 can be used in a "materially different process" of using that product from that set forth in claims 10-12.

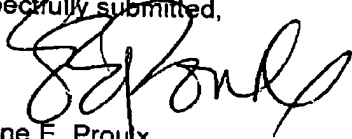
The different process contemplated by the Examiner is one which appears to be comprised of the second and third clauses in the body of claim 10, i.e., the process of claim 10 without the first clause, the sensing step. The Examiner has not given any reason for excluding the sensing step clause or indicated the utility of the resulting process.

Further, the Examiner has not explained how the resulting process is "materially" different from that of claim 10. Indeed, the fact that the different process contemplated by the examiner is substantially the same as that of claim 10 is clear evidence that the process contemplated by the Examiner is not "materially" different from that of claim 10.

Applicant respectfully submits that the restriction requirement is improper and that the claims of Groups I and II should remain in the same application.

Early favorable reconsideration is respectfully requested.

Respectfully submitted,



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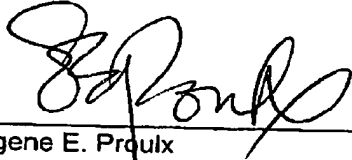
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- 3 -

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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office on the date shown below.



Eugene E. Proulx

July 13, 2004
Date